



Attorney Docket # 4925-18CPA

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ari AARNIO

Serial No.: **09/476,674**

Filed: **December 30, 1999**

For: **On-Line Subscription System And Method**

Art Unit: **3625** Examiner: **BROWN, Timothy**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 5, 2004

(Date of Deposit)

Teodor J. Holmberg

Name of applicant, assignee or Registered Representative

Signature

October 5, 2004

Date of Signature

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

S I R:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Examiner's Final Rejection dated April 5, 2004.

A check in the amount of \$340.00 for the filing fee is enclosed. Any additional fees which may be required may be charged to our Deposit Account No. 03-2412 (a duplicate copy of this sheet is enclosed, if necessary).

Because an Amendment in response to the Final Rejection was filed on June 7, 2004, within two months of the mailing date of the Final Rejection, "any extension fee pursuant to 37 CFR 1.136(a) [must] be calculated from the mailing date of the advisory action" (see, e.g., April 5, 2004 Office Action, page 41). Therefore, since an Advisory Action has still not been mailed out in this case, **no extension fee under 37 CFR 1.136(a) is due at this time.**

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Respectfully submitted,
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By

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Dated: October 5, 2004